

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

UNITED STATES OF AMERICA.

No. CR 08-00444 SBA

Plaintiff,

ORDER

MARK A MUNTEAN

[Docket Nos. 17-21]

Defendant.

10 Before the Court are (1) the United States' Motion in Limine No. 1 Re: Good Faith; [Docket
11 No. 17] (2) the United States' Motion in Limine No. 2 Re: Legal Argument [Docket No. 18]; (3) the
12 United States' Motion in Limine No. 3 Re: Coconspirator Statements [Docket No. 19]; (4) the
13 United States' Motion in Limine No. 4 Re: Punishment [Docket No. 20]; and (5) Defendant's
14 Motion in Limine to Exclude Evidence [Docket No. 21]. Because they are unopposed and
15 meritorious, the Court GRANTS the United States' Motions in Limine No. 1, No. 2, and No. 4.
16 With regards to the United States' Motion in Limine No. 3 and defendant's Motion in Limine, the
17 Court sets the following briefing schedule. The Government shall file a brief by November 24,
18 2008, providing a proffer under Federal Rule of Evidence 104(b), as to the admissibility of proposed
19 government exhibits "30" through "50" as coconspirator admissions. Muntean shall have until
20 December 1, 2008 to file an opposition, if any. The government shall have until December 2, 2008
21 to file a reply, if any. The Court shall take the matter under submission on the pleadings, and will
22 notice a hearing if it finds one necessary.

IT IS SO ORDERED.

November 18, 2008

Saundra B Armstrong
Saundra Brown Armstrong
United States District Judge